IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

CHERYL A. HARRIS, Co-administratrix) .
of the Estate of RYAN D. MASETH,)
deceased, and DOUGLAS MASETH,) Case No. 2:08-cv-00563-NBF
Co-Administrator of the Estate of)
RYAN D. MASETH, deceased,) Judge Nora Barry Fischer
•)
Plaintiffs,)
vs.)
)
KELLOGG BROWN & ROOT)
SERVICES, INC.,)
Defendant.)

DECLARATION OF SERGEANT FIRST CLASS JUSTIN HUMMER

Sergeant First Class Justin Hummer, being of full age and competent to testify to the matters stated below, does depose and state as follows:

- 1. I am currently a Sergeant First Class in the United States Army, 10th Special Forces. Group Airborne.
- 2. I was deployed to Iraq and was stationed at the Radwaniyah Palace Complex (the "RPC") in Baghdad, Iraq from approximately early June 2007 until late October 2007.
- 3. While I was stationed at the RPC, I lived in a building that was referred to as the LSF Advisor Building.
- 4. The LSF Advisor Building was the same building occupied by Staff Sergeant Maseth when he was deployed to Iraq at the RPC in October 2007.
- 5. I know this because Ryan Maseth was moving into my room at the LSF Advisor Building on the same day that I was moving out of that room in October 2007.

- 6. During the months that I was living at the LSF Advisor Building, I was shocked 4 or 5 times in the shower the same shower where Staff Sergeant Ryan Maseth was electrocuted.
- 7. On at least one of these occasions, I had to use a wooden handle to turn off the shower nozzle because the electrical current was so strong.
- 8. On one of these occasions, I was shocked by the metal hose attached to the shower handle.
- 9. In each instance, I had been in the shower a short period of time and then was shocked during the course of the shower.
- 10. In addition to being shocked in the shower, I was shocked by the water while shaving at the bathroom sink at least once and possibly twice.
- 11. On each occasion when I was shocked, my roommate, Matthew Newsom, also a Special Forces soldier living at the LSF Advisor Building, wrote up and submitted a work order indicating that I was shocked in the shower and/or at the sink while shaving.
- 12. In response to each work order, personnel from Kellogg Brown & Root ("KBR") showed up with the work order to the LSF Advisor Building and attempted to fix the electrical current hazard in my shower and sink.
- 13. I know that KBR visited the roof of the LSF Advisor Building to inspect the water pump.
- 14. On another occasion, KBR replaced the heating coil on my water tank and/or the water tank itself.

I declare under penalty of perjury, and consistent with the provisions of 28 U.S.C. § 1746, that the foregoing is true and correct. Executed on June 6, 2008.

Case 2:08-cv-00563-NBF

John Jacobs Justin Hummer